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8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 SAN JOSE DIVISION  
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12 3A ENTERTAINMENT LTD. and LABCROFT  
13 LTD.,

14 Plaintiffs,

15 v.

16 CONSTANT ENTERTAINMENT, INC. and  
17 PHILIP HO,

18 Defendants.

Case No. CV 08-1274 PVT

**DECLARATION OF ALEXEI  
KLESTOFF IN SUPPORT OF  
REQUEST TO ENTER DEFAULT**

19 I, Alexei Klestoff, declare as follows:

20 1. I am an attorney licensed to practice law in the State of California and am admitted  
21 to practice before this Court. I am associated with the law firm of Morrison & Foerster LLP,  
22 counsel of record for plaintiffs in this action. I make this declaration based on personal  
23 knowledge. If called as a witness, I would testify to the following facts:

24 2. Plaintiffs filed their complaint on March 4, 2008.

25 3. Defendants were served with the summons and complaint via substituted service  
26 on March 12, 2008, as evidenced by the proofs of service filed with the Court on March 17,  
27 2008.  
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1 4. Defendants' response to the Complaint was due on or before April 14, 2008. As of  
2 the date of this declaration, defendants have not responded to the Complaint or otherwise  
3 appeared in this action.

4 I declare under penalty of perjury under the laws of the United States that the foregoing is  
5 true and correct

6 Executed in San Francisco, California on the 17th day of April, 2008.

7  
8 /s/ Alexei Klestoff  
Alexei Klestoff  
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